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UNITED STATES PATENT AND TRADEMARK OFFICE

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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/849,938 | 05/04/2001 | Christophe Fouquet | SCH-87 |

CONFIRMATION NO. 8408

FORMALITIES LETTER



OC000000006246807

Richard M. Moose, Esquire
Dority & Manning, Attorneys at Law, P.A.
P.O. Box 1449
Greenville, SC 29602

Date Mailed: 07/02/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/24/2001 EABUBAK1 00000079 09849938

FILED UNDER 37 CFR 1.53(b)

| | |
|-----------|-----------|
| 01 FC-101 | 710.00 DP |
| 02 FC-102 | 80.00 DP |
| 03 FC-103 | 540.00 DP |
| 04 FC-105 | 130.00 DP |

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$620.
 - \$540 for 30 total claims over 20.
 - \$80 for 1 independent claims over 3 .
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1460.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:

- drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

RECEIVED

JUL 06 2001

DORITY AND MANNING

*A copy of this notice **MUST** be returned with the reply.*

CV

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

10E280" 8E64860

Section 8
AIA #3

In re Application of: CHRISTOPHE FOUQUET

Serial No.: 09/849,938

Filed: May 4, 2001

Confirmation No.: 8408

Title: FACILITY MODELIZATION FOR FACILITY
BENCHMARKING

Attention: Application Branch

Date: August 21, 2001

Attorney Docket No.: SCH-87

Art Unit: 2163

Our Account No.: 04-1403

Commissioner for Patents
U.S. Patent and Trademark Office
Washington, DC 20231

Sir:

The following completes the filing of the above-identified patent application under Rule 52, 53, and/or 85:

- ☒ Rule 53 signed Declaration enclosed.
☐ This is a Rule 47 filing per attached Petition.
☐ Enclosed: Original signed Declaration with attached specification (including claims) which is a copy of specification/claims originally filed to secure above filing date.
☐ Specification originally filed in non-English language; hence verified translation attached of:
☐ Abstract ☐ pages of Specification (only spec. & claims) ☐ Drawing Figs.
☒ 6 sheet(s) of formal drawings enclosed: size: ☒ A4 ☐ 14" ☐ 8½ by 11
☐ Attached is an assignment to _____
☐ Priority is hereby claimed under rule 55 and 35 U.S.C. 119 based on prior foreign application(s) no(s). _____, filed in _____ on _____, respectively.
Certified copy (copies) ☐ attached; ☐ already filed on _____ in U.S. Application, Serial No. _____, filed _____
☐ Attached: _____ Verified Statement(s) establishing "small entity" status under Rules 9 & 27.
☒ Attached is the request return copy of the PTO Notice under Rule 52, 53, and/or 85.
☒ Attached: Associate Power of Attorney _____
☐ Preliminary Amendment: _____

**THE FOLLOWING FILING FEE IS BASED ON CLAIMS AS FILED LESS ANY ABOVE CANCELLED
PER MPEP § 506 AND § 607**

| | | |
|---|----|--------|
| If not earlier paid, add Basic Filing Fee | \$ | 710.00 |
| Total Effective Claims <u>50</u> - 20 = <u>30</u> x \$18.00 = | \$ | 540.00 |
| Independent Claims <u>4</u> - 3 = <u>1</u> x \$80.00 = | \$ | 80.00 |
| If any proper multiple dependent claim (ignore improper) is present, add \$270.00 | \$ | |
| Filing Fee | \$ | |

Since PTO Notice under Rule 52, 53, and/or 85 set an original due date of 09/02/01, petition is hereby made for an extension to cover the date this response is filed for which the requisite fee is enclosed (1 month \$110; 2 months \$390; 3 months \$890; 4 months \$1390).

| | | |
|---|-----------|----------------|
| If this is the first time either signed Declaration filed or filing fee paid, add Surcharge (\$130) | \$ | |
| Subtotal | \$ | 1330.00 |
| If "small entity" status box above is X'd, enter half (1/2) of subtotal & subtract | - | |
| Total | = | \$ 1330.00 |
| If "non-English" box above is X'd, add Rule 17(i) or (k) processing fee \$130.00) | \$ | 130.00 |
| If "assignment" box is X'd, add recording fee (\$40.00). | \$ | |
| If "Rule 47" box above is X-d, add Petition fee \$130.00 Rule 17(h). | \$ | |
| TOTAL FEE ENCLOSED | \$ | 1460.00 |

The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any fees in addition to the fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (deficiency only) now or hereafter relative to this application and the resulting official document under Rule 20, or credit any overpayment, to our Account No. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached. This statement does not authorize charge of the issue fee in this case.

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Phone: 864-271-1592
Facsimile: 864-233-7342

DORITY & MANNING
ATTORNEYS AT LAW, P.A.
By Atty: RICHARD M. MOOSE Reg. No. 31,226
Signature: *Richard M. Moose*

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, Washington, DC 20231, on August 21, 2001

CHRISTINE P. STANFIELD

(Typed or printed name of person mailing paper or fee)

Christine P. Stanfield
(Signature of person mailing paper or fee)